IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2657 OF 2004
IN
WRIT PETITION NO.7510 OF 2002

Tukaram Gourya Ladge .. Applicant
V/s
State of Maharashtra & Ors. .. Respondents

Mr.R.K.Mendadkar for the Applicant.
Mr.C.R.Sonawane AGP for the Respondents.

CORAM: S.RADHAKRISHNAN &
S.A.BOBDE, JJ.
DATE : 27.10.2004.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned AGP for the Respondents. Rule. Rule is made returnable forthwith by consent.

2. By this Civil Application Applicant is seeking to recall the order dated 24.8.2004 whereby the Writ Petition was dismissed in default. Perused the Civil Application. For the reasons stated therein sufficient cause is made out for recalling the order of dismissal and for restoring the Writ Petition. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence Civil Application is made absolute in terms of prayer clause (a), subject to the condition of Applicant depositing a sum of Rs.500/- with the Maharashtra State Legal Services Authority within a period of two weeks from today, as a condition precedent. Place the Writ Petition on board for admission on 29.11.2004.

(S.RADHAKRISHNAN,J.)

(S.A.BOBDE,J.)